




Citizen Review Board
City of Key West Florida
Executive Director's Memo

TO: Chief Donald Lee

FROM: Stephen C. Muffler, Esquire 

CC: City Manager; Board Members (at next scheduled Meeting)

DATE: 11/26/08

RE: CRB REQUEST TO COMMIT TO INVESTIGATION TIME TABLES

At the Citizen Review Board's (CRB) November 24, 2008 meeting, the Board members requested that I communicate their expectations that all CRB forwarded complaints to the KWPD be completed within the time frames mandated by the Florida Statutes (Officer's Bill of Rights) and also timely send back investigation results to the Board's attention within 45 days after receipt of the complaint from the CRB (unless there is a legal exception to the mandated time frames).

I have enclosed a copy of the CRB tracking chart to show that we are now caught up with files. The Board members intend to remain "caught up" and thus have mandated to me that after the 45 day period has lapsed, the files should go before the Board, unless your Professional Standards Office (PSO) representatives proffer a valid and legal condition to extend this period of time. Therefore, it is important that your PSO representatives communicate with me any conditions that will prevent the current files from going before the Board in a timely manner (ie. 45 days after they have been received by PSO). Obviously your PSO representatives are the experts in this area and the Board truly appreciates their ongoing time and efforts.

Thank you for your continued attention to this matter and I look forward to continue being the interface between the Board and your PSO representatives.

Complainant	CRB Case No.	Date Filed with CRB	Date Forwarded/Filed with KWPD	45 Day Limitation	180 Day Limitation	Nature of Complaint & Notes
PENDING COMPLAINTS						
Smith, Jessica	08-008	10/6/08	10/6/08	11/21/08	4/6/09	Discourtesy—IA has not responded as to a determination yet.
Roberts, James	08-009	10/6/08	10/6/08	11/21/08	4/6/09	Harassment—IA has not responded as to a determination yet.
Norris, Dwayne	08-010	10/20/08	10/20/08	12/4/08	4/19/09	Harassment/Unlawful Arrest—IA has not responded as to a determination yet.
Opp, John	08-011	10/28/08	10/28/08	12/12/08	4/27/09	Deficient Performance—Mediation Recommended by Executive Director. Complainant Agrees to Mediation, Subject Officer has not responded to mediation offer as of yet.
FILES DEFERRED BY CRB						
Harding, Greg	08-006	5/15/08	5/15/08	6/29/08	11/16/08	Untruthfulness/Unlawful Profiling—Board has ruled “No Finding” as to the allegations to give the Complainant 2 months time (from 11/25/08 date) to re-file allegations or to produce new evidence.

COMPLAINTS UNDER CRB INVESTIGATION:					
Brown, Omar	07-001	3/7/07	3/7/07	4/21/07	9/6/07
Untruthfulness— CRB has opened up a limited investigation into securing and reviewing arrest warrants, affidavits and deposition transcripts/recordings relative to the allegation of Officer Rodriguez statement that Officer Rodriguez has arrested Mr. Brown previously (rest of complainant's allegations were not addressed by the Board b/c they are beyond the scope of the Board's review)					
Board Correspondence Requiring Responses/Action			Date Sent to Recipient	Deadlines to Respond (if applicable)	
Unnuvar, Suleyman/ Letter to Chief Lee	07-006		11/4/08	12/4/08	Letter recommending 3 day unpaid suspension and remedial training of the involved officer and requesting a written explanation of the delay in investigating this matter by KWPD/IA office.